

1                                   BEFORE THE  
2                                   ILLINOIS COMMERCE COMMISSION  
3                   IN THE MATTER OF:                                   )  
4                   BARBARA JOHNSON,                                   )  
5                   vs.    ) No. 01 -0072  
6                   PEOPLES GAS, LIGHT & COKE                               )  
7                   COMPANY,    )  
8                   Complaint as to refund on                               )  
                                  estimated bills in Chicago,                )  
                                  Illinois.                                   )  
  Chicago, Illinois  
  April 19, 2001

10                   Met pursuant to notice at 11:00 a.m.

12   BEFORE:  
13                   LESLIE HAYNES, Administrative Law Judge.

15   APPEARANCES:  
16                   MR. BRIAN MC CARTHY,  
17                   130 East Randolph Drive, 23rd Floor  
18                   Chicago, Illinois 60601  
                                  Appearing for the Respondent.

21                   SULLIVAN REPORTING COMPANY, by  
22                   Steven T. Stefanik, CSR

1 I N D E X  
2 Witnesses: Direct Cross Re - Re- By Examiner

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10 E X H I B I T S  
11 Number For Identification In Evidence

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15 None so marked.

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1 JUDGE HAYNES: By the authority vested in me by  
2 the Illinois Commerce Commission, I now call Docket  
3 No. 01-0072, Barbara E. Johnson versus Peoples Gas,  
4 Light and Coke Company, complaint as to refund on  
5 estimated bills in Chicago, Illinois.

6 May I have the appearances for the  
7 record?

8 MR. MC CARTHY: Brian McCarthy for the  
9 respondent, the Peoples Gas, Light and Coke  
10 Company, 130 East Randolph Drive, 23rd floor,  
11 Chicago, Illinois 60601.

12 JUDGE HAYNES: Okay. This is the third time  
13 that this case had been scheduled for hearing. The  
14 first time was February 22nd at which hearing the  
15 complainant appeared and there were settlement  
16 discussions.

17 And it was also scheduled March 22nd and  
18 then today, April 19th. And at these last two  
19 hearings, the complainant has failed to appear.

20 And I understand that a settlement  
21 agreement has been tendered on the complainant and  
22 that she has not signed it and has failed to return

1 it to the respondent's attorney.

2 MR. MC CARTHY: That's correct.

3 JUDGE HAYNES: So I guess, at this point, I'd  
4 entertain a motion.

5 MR. MC CARTHY: Yes. I ask that this case be  
6 dismissed for want of prosecution.

7 JUDGE HAYNES: Okay. I'll take that under  
8 consideration and I'll mark the record heard and  
9 taken.

10 HEARD AND TAKEN. . . .

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CERTIFICATE OF REPORTER

STATE OF ILLINOIS )  
 )  
COUNTY OF DU PAGE )  
  
CASE NO. 01-0072

TITLE: JOHNSON v. PEOPLES GAS

I, Steven Stefanik do hereby certify that I am  
a court reporter contracted by SULLIVAN REPORTING  
COMPANY, of Chicago, Illinois; that I reported in  
shorthand the evidence taken and the proceedings  
had in the hearing on the above-entitled case on  
the 19th day of April A.D. 2001; that the  
foregoing 4 pages are a true and correct transcript  
of my shorthand notes so taken as aforesaid, and  
contains all the proceedings directed by the  
Commission or other person authorized by it to  
conduct the said hearing to be stenographically  
reported.

Dated at Chicago, Illinois, this 27th  
day of April A.D. 2001.

REPORTER